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Patent
Case No.: 54642US002Free
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: DANIELS, MICHAEL P.

Application No.: 09/367455

Group Art Unit: 1714

Filed: March 19, 1999

Examiner: Patrick Dennis Niland

Title: WET SURFACE ADHESIVES

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT UNDER 37 CFR § 1.121Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| CERTIFICATE OF TRANSMISSION | |
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| I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on: | |
| Date June 23, 2004 | Signed by Virginia Bergstrom |

Dear Sir:

This is in response to the Notice of Non-Compliant Amendment (37 CFR 1.121), dated June 14, 2004, in the above-identified application.

The Amendment filed on May 26, 2004, was said to be non-compliant because Claim 7 was omitted from the claims listing. In accordance with the instructions in the Notice, a new listing of claims is submitted below.

This Amendment is believed to be timely submitted. It is believed that no fee is due; however, in the event a fee is required, please charge the fee to Deposit Account No. 13-3723.

07/06/2004 BHINES 00000002 133723 09367455

01 FC:1202 72.00 DA
02 FC:1201 172.00 DA

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21. CANCEL

22. (Previously presented) The method of claim 8, further comprising adhering the pressure sensitive adhesive to a wet surface.

23. (Previously presented) The method of claim 9, further comprising adhering the pressure sensitive adhesive to a wet surface.

24. (Previously presented) The method of claim 10, further comprising adhering the pressure sensitive adhesive to a wet surface.

25. (New) The hot melt pressure sensitive adhesive of claim 1, wherein the thermoplastic material is selected from ethylene-vinyl acetate, ethylene-acrylic acid, polypropylene, polyethylene, polybutadiene, or ionomeric materials.

26. (New) The hot melt pressure sensitive adhesive of claim 1, wherein the thermoplastic material is selected from ethylene-vinyl acetate or ethylene-acrylic acid.

With this response, an earnest effort has been made to respond to all issues raised in the Notice of Non-Compliant Amendment. In view of the above, it is submitted that the application is in condition for allowance and reconsideration of the application is requested.

Respectfully submitted,

June 22, 2004
Date

By:

Jean A. Lown
Jean A. Lown, Reg. No.: 48,428
Telephone No.: (651) 733-3169

Office of Intellectual Property Counsel
3M Innovative Properties Company
Facsimile No.: 651-736-3833